

DOCKET NO.: 06078

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: :

OKPALA, Joseph :

MAIL STOP AMENDMENT

Serial No.: 10/582,473 :

Filed: July 3, 2006 :

FOR: A METHOD OF ENGINEERING PARTICLES FOR USE IN THE DELIVERY OF
DRUGS VIA INHALATIONSUBMISSION OF INFORMATION DISCLOSURE STATEMENT

U.S. Patent and Trademark Office
 Customer Service Window, Mail Stop Amendment
 Randolph Building
 401 Dulany Street
 Alexandria, VA 22314

Sir:

Under the provisions of 37 C.F.R. 1.97, it is requested that the reference listed on the attached Information Disclosure Statement be independently considered and acknowledged by the Patent Examiner in connection with the above-identified application, and be made of record therein. The references were cited in the enclosed search reports from the European Patent Office and Great Britain Patent Office.

GB 2248400 is cited in the European search report as an equivalent of US 5,724,959; and EP 0995457 is cited as an equivalent of US 6,182,655 and US D469,527.

Copies of the non-patent literature documents are provided.

The Commissioner is authorized to charge Deposit Account No. 04-0753 for any fees due and owing in connection with the filing of this paper.

Respectfully submitted,

Malcolm J. MacDonald
 Malcolm J. MacDonald
 Reg. No. 40,250

Date: February 6, 2007



PTO/SB/08A (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

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Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	2
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Complete if Known

Application Number	10/582,473
Filing Date	July 3, 2006
First Named Inventor	OKPALA, Joseph
Art Unit	1045
Examiner Name	J. H. Alstrum-Acevedo
Attorney Docket Number	06078

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature	/James Alstrum Acevedo/	Date Considered	03/28/2010
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***EXAMINER.** Initial if reference considered, whether or not citation is in conformance with MPEP 608. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. *Applicant's unique citation designation number (optional). * See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. * Enter Office that issued the document, by the two-letter code (WIPO Standard 3). * For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. * Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. * Applicant is to place a check mark here if English language Translation is attached.

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PTO/SB/088 (09-06)

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/582,473
Filing Date	July 3, 2006
First Named Inventor	OKPALA, Joseph
Art Unit	1646
Examiner Name	J. H. Alstrum-Acevedo
Attorney Docket Number	06078

Sheet 2 of 2

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/J.H.A.A./	6	WALDREP et al., "Operating Characteristics of 18 Different Continuous-Flow . . .", Chest, Vol. 105(1), 1994, pages 106-110.	
/J.H.A.A./	7	BURNELL et al., "Design, "Validation and Initial Testing of the Electronic Lung (R) Device", J. Aerosol Sci., Vol. 29(8), 1998, pages 1011-1025.	
/J.H.A.A./	8	MILLER et al., "Assessment of Twin Impinger for Size Measurement . . .", Pharm. Res., Vol. 9(9), 1992, pages 1123-1127.	

Examiner Signature	/James Alstrum Acevedo/	Date Considered	03/28/2010
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